

*State of New Mexico*  
**ENVIRONMENTAL IMPROVEMENT BOARD**  
*Harold Runnels Building, N-2150*  
*1190 St. Francis Drive, P. O. Box 5469*  
*Santa Fe, New Mexico 87502*

**Environmental Improvement Board Meeting**  
**October 4-6, 2010 9:00 a.m.**  
**Old PERA Building**  
**1120 Paseo de Peralta**  
**Santa Fe, New Mexico 87501**

**Members Present:**

Gay Dillingham, Chair  
Gregory Green, Vice-Chair  
James Gollin, Member  
John Horning, Member (late arrival)

**Members Absent:**

Frank Simms, Secretary  
Abbas Ghassemi, Member  
Leland Gould, Member

**Others Present:**

Felicia Orth, NMED/OOTS  
Jim Norton, NMED/EPD  
Sandra Ely, NMED/EPD

Eric Ames, NMED/OGC  
Stephen Vigil, NM AG's Office

**Please also see attached meeting sign-in sheets**

The Chair called the meeting to order at 9:00 a.m.

**Item 1.        Roll Call**

Roll was called and it was noted that a quorum was not present.

The Chair announced that Items 2 and 3 would not be considered by the Board until a quorum was present.

With the arrival of Mr. Horning it was noted that a quorum was now present.

**Item 2.        Approval of Agenda**

It was suggested that Agenda Items 6 and 7 follow Item 4.

**Action:** Mr. Green moved Board approval of the agenda as amended. Mr. Horning seconded.

The motion passed unanimously.

**Item 3.** Approval of September 20, 2010 meeting minutes.

**Action:** Mr. Green moved Board approval of the minutes. Mr. Gollin seconded.

The motion passed unanimously.

**Item 4.** Public Comment

None.

**Item 6.** Other business

None.

**Item 7.** Adjournment

The Chair adjourned the meeting.

Felicia Orth, Hearing Officer re-opened the hearing.

**Item 5.** Resumption of the hearing EIB 08-19 (R), Petition for Hearing to Adopt New Regulations and Amend Various Sections of 20.2.1, 20.2.2, 20.2.70 and 20.2.72 NMAC, Statewide Cap on Greenhouse Gas Emissions. Bruce Frederick, Esq., Jonathan Block, Esq., NMELC; Eric Groten, Esq., Bryan Moore, Esq., El Paso Electric; Timothy Van Valen, Esq., Doug Roark, Esq. Mark Matthews, Esq. Bret Fox, Esq.; Grupo Cementos de Chihuahua; Louis Rose, Esq., Holly Corp./NM Oil and Gas Association; John Curl, Esq., Victoria Mandell, Esq., Western Resource Advocates; Richard Alvidrez, Esq., Public Service Co. of NM and Southwestern Public Service Co.; Karin Foster, Esq., Independent Petroleum Producers of NM; Sunny Nixon, Esq., City of Farmington and Farmington Electric Utility System; Brent Moore, Esq., Allison Wood, Esq., Tauna Szymanski, Esq. and Dennis Gucciardo, Tri-State Generation and Transmission Assn.; Howard Hutchinson, Coalition of Arizona and New Mexico Counties for Stable Economic Growth.

The hearing concluded at 4:00 p.m., Wednesday, October 6, 2010.

Kathy Townsend Court Reporters transcribed the hearing. All Notices of Intent to Present Technical Testimony were filed and are available for review, as well as public

comment correspondence and the hearing transcript in the office of the Environmental Improvement Board Administrator, New Mexico Environment Department, 1190 St. Francis Drive, Runnels Building Room 2150, Santa Fe, New Mexico 87505.

  
**Gay Dillingham, Board Chair**